

**FITZPATRICK, CELLA, HARPER & SCINTO**

650 Town Center Drive  
Suite 1600  
Costa Mesa, California 92626-7130  
(714)540-8700

Facsimile: (714)540-9823

**RECEIVED**  
**CENTRAL FAX CENTER**

JUN 02 2005

**FACSIMILE COVER SHEET**

**TO:** Examiner Patrick Nestor Edouard  
U.S. Patent & Trademark Office  
Group Art Unit 2654

**FROM:** Michael K. O'Neill, Reg. No. 32,622

**RE:** U.S. Application No. 09/511,447  
Atty Docket No. 01263 000899

**FAX NO.** (703) 872-9306

**DATE:** June 2, 2005

**NO. OF PAGES:** 4  
(including cover page)

**TIME:** 7:32 P.M.

**SENT BY:** U.S.

**MESSAGE**

## Attachments:

- 1) Letter Confirming Vacated Office Action
- 2) Interview Summary

**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on

June 2, 2005  
Date

  
Signature

Michael K. O'Neill, Reg. No. 32,622  
Name of person signing certificate

**Note:** We are transmitting from a Canon Model FAX-L770  
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED ONLY FOR THE USE OF THE ADDRESSEE INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.

01263.000899.

PATENT APPLICATION **RECEIVED**  
**CENTRAL FAX CENTER**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 02 2005

In re Application of:	)	
DAVID ELWORTHY	)	Examiner: Patrick Nestor Edouard
Application No.: 09/511,447	)	Group Art Unit: 2654
Filed: February 23, 2000	)	
For: NATURAL LANGUAGE	)	
SEARCH METHOD AND	)	
APPARATUS, INCLUDING	)	
LINGUISTICALLY-MATCHING	)	
CONTEXT DATA	)	June 2, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

LETTER CONFIRMING VACATED OFFICE ACTION

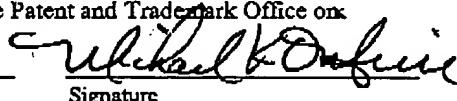
Sir:

This is to confirm the Examiner's telephone advice, as summarized in the Interview Summary dated March 15, 2005 (copy attached), that a new Office Action would be sent with a concise explanation of all limitations of the claims, and that the time to respond would be restarted commencing with the mailing of the new Office Action.

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on

June 2, 2005  
Date

  
Signature

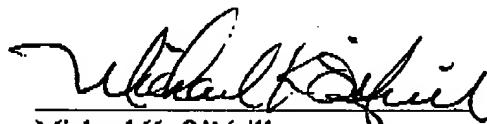
Michael K. O'Neill, Reg. No. 32,622  
Name of person signing certificate

In more recent telephone conversations, the Examiner again confirmed that a new Office Action would be mailed shortly. However, in view of the upcoming statutory deadline for responding to the Office Action dated December 17, 2004, it was deemed prudent to file this written record of those telephone conversations. In particular, in the most recent telephone conversations with the Examiner, he indicated that he would issue a new Office Action by May 20, 2005, but this apparently has not been done.

Consistent with the advice given by the Examiner in all of those telephone conversations, no response is being filed to the Office Action dated December 17, 2004, and it is understood that this Office Action has been vacated pending issuance of a replacement Office Action.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should be directed to our address given below.

Respectfully submitted,



Michael K. O'Neill  
Attorney for Applicant  
Registration No. 32,622

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200

CA MAIN 96959V1

<b>Interview Summary</b>	Application No.	Applicant(s)
	09/511,447	E.WORTHY, DAVID
	Examiner Patrick N. Edouard	Art Unit 2874

All participants (applicant, applicant's representative, PTO personnel):

(1) Patrick N. Edouard. (3) \_\_\_\_\_

(2) Carole A. Quinn. (4) \_\_\_\_\_

Date of Interview: 15 March 2005.

Type: a) Telephonic b) Video Conference  
c) Personal [copy given to: 1) applicant 2) applicant's representative]

Exhibit shown or demonstration conducted: d) Yes e) No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: claims 1, 9 and 19.

Identification of prior art discussed: \_\_\_\_\_.

Agreement with respect to the claims f) was reached. g) was not reached. h) N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant argued that all the limitations of the independent claims were not clearly addressed in the rejection. The examiner agreed to send a new office Action with concise explanation of all the limitations of the claims and restart the time to respond.

(A fuller description, if necessary, and a copy of the amendments which the examiner agrees would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

PATRICK N. EDOUARD  
PRIMARY EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required